

### REMARKS

This is an application for reissue of U.S. Patent No. 5,336,691, which issued August 9, 1994 with 15 claims directed to synergistic pharmaceutical compositions.

Patentees note that U.S. Patent No. 5,336,691 is the subject of concurrent litigation (*Ortho-McNeil Pharmaceutical, Inc. v. Kali Laboratories, Inc.*, Civ. A. No. 02-5707 (JCL), U.S. District Court for the District of New Jersey). Patentees request that action not be stayed in this reissue application, and request that the application be examined at this time.

Claims 1 to 5 and 7 to 14 have been canceled, and claims 6 and 15 have been amended. New claims 16 to 66 have been added. Following entry of the amendments, claims 6 and 15 to 66 will be pending in the application. Support for the amendments is found throughout U.S. Patent No. 5,336,691. Representative support for the amendment of claim 6 is found, for example, in claims 1 and 6; support for the amendment of claim 15 is found, for example, in claim 15; support for claim 16 is found, for example, at col. 4, lns. 42 to 44 and col. 3, lns. 63 to 65; support for claims 17, 32, 44, and 56 is found, for example, at col. 3, lns. 16 to 18; support for claims 18, 33, 45, and 57 is found, for example, at col. 3, lns. 18 to 20; support for claims 19, 34, 46, and 58 is found, for example, at col. 3, lns. 16 to 18; support for claims 20, 35, 47, and 59 is found, for example, at col. 4, lns. 42 to 44; support for claim 21 is found, for example, at col. 4, lns. 6 to 8; support for claim 22 is found, for example, at col. 3, ln. 67 to col. 4, ln. 1; support for claim 23 is found, for example, at col. 4, lns. 6 to 8; support for claims 24, 36, 48, and 49 is found, for example, at col. 4, lns. 42 to 45; support for claims 25, 37, 49, 61, 26, 38, 50, 62, 27, 39, 51, and 63, is found, for example, at col. 4, lns. 56 to 58; support for claims 28, 40, 52, 64, 29, 41, 53, and 65 is found, for example, at col. 4, lns. 53 to 54; support for claims 30, 42, 54, and 66 is found, for example, in claim 15 and at col. 2, lns. 55 to 67; support for claims 31 and 43 is found, for example, at col. 4, lns. 42 to 44 and lns. 1 to 3; and support for claim 55 is found, for example, at col. 4, lns. 42 to 44 and ln. 3. No new matter has been added.

**DOCKET NO.:** ORTU-0007

**Reissue Application of U.S. Patent No.:** 5,336,691

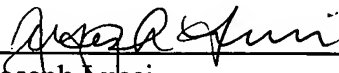
**Preliminary Amendment - First Action Not Yet Received**

**PATENT  
REISSUE LITIGATION**

Applicants respectfully submit that the claims are in condition for allowance. Favorable consideration and an early notice of allowance are earnestly solicited.

Respectfully submitted,

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